

FIRST REGULAR SESSION

# SENATE BILL NO. 372

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR DEMPSEY.

Read 1st time February 12, 2009, and ordered printed.

TERRY L. SPIELER, Secretary.

0483S.02I

## AN ACT

To repeal section 252.043, RSMo, and to enact in lieu thereof one new section relating to hunting accidents.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Section 252.043, RSMo, is repealed and one new section  
2 enacted in lieu thereof, to be known as section 252.043, to read as follows:

252.043. 1. **Except as provided in subsection 2 of this section,** the  
2 commission may suspend, revoke or deny a hunting permit or privilege for a  
3 maximum of five years when a person, while hunting, inflicts injury by firearm  
4 or other weapon to another person who is mistaken for game.

5 2. **If any injury sustained under this section results in the death**  
6 **of the injured party, the commission may permanently revoke any**  
7 **hunting permit or privilege of the person who inflicted the injury.**

8 3. No suspension, revocation or denial shall occur until an opportunity  
9 has been afforded for a hearing before the commission. Any person who is  
10 determined by the commission to have inflicted injury by firearm or other weapon  
11 shall be required to successfully complete a department-approved hunter safety  
12 course before his or her hunting permit or privilege shall be restored. The  
13 commission's proceeding shall be a contested case pursuant to chapter 536, RSMo,  
14 and any person aggrieved by a final decision shall be entitled to judicial review  
15 as provided in chapter 536, RSMo.

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